

10/542557

PATENT

DD25017 (150300-08)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Bodo Lambertz

) Group Art Unit: Unknown

Serial No.: 10/542,557 ✓

) Examiner: Unknown

Filed: July 18, 2005

For: SOCK

COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

This is in response to the Notification of Missing Requirements Under 35 U.S.C. 371 dated November 1, 2005.

Enclosed is an executed Declaration. The requirement for payment of additional claim fees of \$180 is not understood. The application was filed in U.S. format with numbered paragraphs and with 20 claims. Claim 1 is an independent claim. Claims 2-20 are dependent claims. Each depends from only a single prior claim. Accordingly, applicant submits that the requirement for additional claim fees is erroneous and should be withdrawn.

Enclosed is a check for \$65.00 to cover the surcharge for a small entity, as well as a copy of the Notification document.

Early action on the merits is awaited.

12/01/2005 LLANDGRA 00000055 10542557

01 FC:2617

65.00 DP

Date: November 23, 2005

Respectfully submitted,

By: Seymour RothsteinSeymour Rothstein
(Reg. No. 19,369)

OLSON & HIERL, LTD.
20 North Wacker Drive
36th Floor
Chicago, IL 60606
(312) 580-1180

UNITED STATES PATENT AND TRADEMARK OFFICE

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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/542,557	Bodo W Lambertz	DD-25017

INTERNATIONAL APPLICATION NO.

PCT/DE04/00023

2387
OLSON & HIERL, LTD.
20 NORTH WACKER DRIVE
36TH FLOOR
CHICAGO, IL 60606

RECEIVED

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OLSON & HIERL, LTD

Date Mailed: 11/01/2005

To
Docket

A. FILING DATE	PRIORITY DATE
01/14/2004	01/21/2003

CONFIRMATION NO. 7025

371 FORMALITIES LETTER



OC000000017366295

ENTERED
12-1-05ENTERED
1-1-06

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 07/18/2005
- English Translation of the IA filed on 07/18/2005
- Copy of the International Search Report filed on 07/18/2005
- Oath or Declaration filed on 07/18/2005
- Small Entity Statement filed on 07/18/2005
- U.S. Basic National Fees filed on 07/18/2005
- Priority Documents filed on 07/18/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Additional claim fees of **\$180** as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.
- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$245** for a Small Entity:

- **\$65** Surcharge.
- Total additional claim fee(s) for this application is **\$ 180**
 - **\$180** for multiple dependent claim surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

WINSTON M ALVARADO

Telephone: (703) 308-9140 EXT 206

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/542,557	PCT/DE04/00023	DD-25017